

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

DePuy Mitek, Inc.  
a Massachusetts Corporation

Plaintiff,

v.

Arthrex, Inc.  
a Delaware Corporation, *et al.*

Defendants.

Civil Action No. 04-12457 PBS

**STIPULATION OF DEFENDANT PEARSALLS, LTD.**

If Arthrex, Inc. is found to be liable for direct infringement of a valid claim of the '446 patent, Pearsalls, Ltd. stipulates that it is liable for contributory infringement.

Dated: August 9, 2007

Respectfully submitted,

By: /s/Charles W. Saber

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Counsel for Defendants  
Arthrex, Inc. and Pearsalls Ltd.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing STIPULATION OF DEFENDANT PEARSALLS, LTD. was served, via the Court's email notification system on the following counsel for Plaintiff on the 9th day of August 2007:

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